


1 Sixth Amendment Right to Counsel. This is the most common cognizable claim in a
2 Section 2255 motion. *See Baumann v. United States*, 692 F.2d 565, 581 (9th Cir. 1982).
3 Petitioner specifically claims that his trial counsel failed to raise issues regarding
4 sentencing entrapment /sentencing factor manipulation thus depriving him of effective
5 representation at sentencing. Petitioner argues that his trial counsel's silence could serve
6 no strategic or tactical purpose, adversely affected his sentence in light of the available
7 supporting evidence and that he was unfairly prejudiced and deprived of a fair sentence.

8 This Court finds that Petitioner has raised a cognizable claim and therefore orders
9 the Government to respond and file a Response within fourteen (14) days of the filing of
10 this Order.

11 DATED this 14th day of October, 2011.

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15 Gloria M. Navarro
16 United States District Judge
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